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Order-03  
12.09.2022


Petition for Succession received from the Court of CJ-I, Orakzai. It be registered.

Petitioners present through counsel.

Inquiry report has been returned and placed on file.

Publication not received as petitioners have not deposited the fee for publication. Petitioners are directed to deposit the fee with Civil Nazir of the court within 02 days and thereafter, process be issued for the date fixed.

File be put up for publication on 19.09.2022.

  
**Rehmat Ullah Wazir**  
Senior Civil Judge,  
Orakzai at Baber Mela.


Order -04  
19/09/2022

1. Petitioners present through counsel and attorney.
2. Publication received but none present on behalf of public at large. Hence, public at large is proceeded ex-parte. Petitioner evidence recorded and closed.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 14.09.2022 general public was asked to submit objections, if any, however, no one appeared before the court, so ex-parte proceedings were conducted.

3. Petitioner No. 01. Mst Bibi Taliba (Widow), 02. Hazrat Umar (Son), 03. Muhammad Khaleeb (Son), 04 Muhammad Jalil (Son), 05. Hazrat Ullah (Son), 06. Ihsan Ullah (Son), 07. Mst Sapna Bibi (daughter), filed the instant application. Muhammad Jalil (attorney) recorded his statement as PW-1, Muhammad Saleem as PW-2 and Talib Rehman as PW-03 testified respectively. PW-1 submitted his

  
**REHMAT ULLAH WAZIR**  
Senior Civil Judge/JM,  
Orakzai at Baber Mela

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power of attorney as Ex.PW-1/1, copies of the his CNIC as Ex.PW-1/2. All the exhibited documents, publication and report of process server etc. are placed on file. Contents of the petition were reproduced and verified by the witnesses.

The available record on file prima facie establishes that petitioners are the legal heirs of deceased Khalil Said as there is nothing in rebuttal. Hence, petitioners will inherit the legacy of deceased as per following shares;

S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Mst Bibi Taliba	Major	Widow	12.51%
2	Hazrat Umar	Major	Son	15.91%
3	Muhammad Khaleeb	Major	Son	15.91%
4	Muhammad Jalil	Major	Son	15.91%
5	Hazrat Ullah	Major	Son	15.91%
6	Ihsan Ullah	Major	Son	15.91%
7	Mst Sapna Bibi	Major	Daughter	7.95%

The share of minors, if any shall be deposited to the official account of Senior Civil Judge.

5. As, there is no other legal heir of deceased and considering the request of the petitioners being genuine this application is allowed along with accrued profit and Succession Certificate is issued in favour of petitioners, subject to surety bond/undertaking to the tune of Rs. 1000,000/-(ten lacs) with 02 local sureties each in the like amount to the satisfaction of this court. If any legal heir/objector appear in future, the petitioners and the sureties will be responsible for the payment. Parties are left to bear their own cost. Two original succession certificates be prepared; one original succession certificate be given to the petitioners subject to surety bonds of Rs.1000,000/-(ten lacs) with two local sureties, while one be retained and placed on judicial file for record.

6. File be consigned to the Record Room after its necessary completion and compilation.

(Rehmat Ullah Wazir)  
SCJ/Succession & Guardian Judge,  
Orakzai (Baber Mela)

Announced  
19/09/2022